IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 120 OF 2006

IN

FIRST APPEAL NO. 267 OF 2005

SHRI DEVAPPA SHABA NAIK DESSAI AND 9 ORS., ...Applicants

Versus

KESAR GANESH NAIK DESSAI AND 5 ORS., ...Respondents

Mr. C. A. Ferreira, Advocate for the Applicants.
Mr. Sudesh Usgaonkar, For Respondent No. 5.

Coram:- SMT. RANJANA DESAI, J.

Date:- 13th July, 2006

P.C.:

The learned counsel for the applicants states that Respondents 1 to 4 and 6 were dead even before the award was passed. It is his contention therefore that the award is a nullity. By amendment he wants to introduce these facts in the appeal memo.

I have heard learned counsel for respondent 5. Hence for the reasons stated in the application, Civil Application is granted. Amendment to be carried out within two weeks.

Civil Application disposed of.

SMT. RANJANA DESAI, J.

sl.